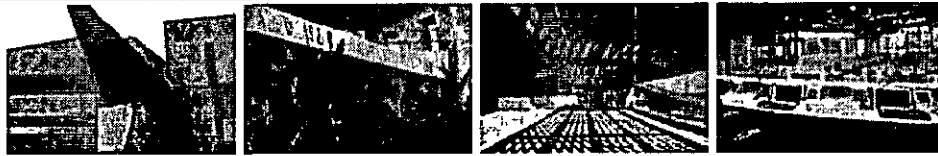


A U S T I N C I T Y C O U N C I L

AGENDA



Thursday, November 16, 2006

+ Back Print

Public Hearings and Possible Actions RECOMMENDATION FOR COUNCIL ACTION

ITEM No. 78

Subject: Conduct a public hearing and approve a resolution authorizing the use of approximately 0.425 acres of parkland for roadway improvements as part of the Cesar Chavez Conversion Project through dedicated parkland known as Town Lake Park, in accordance with Section 26.001 et seq. of the Texas Parks and Wildlife Code

Amount and Source of Funding: All costs associated with construction, as well as any parkland restoration, will be paid by requester.

Fiscal Note: There is no unanticipated fiscal impact. A fiscal note is not required.

Additional Backup Material

(click to open)

- ☐ FIELD NOTES
- ☐ EXHIBIT
- ☐ MAP
- ☐ Resolution
- ☐ COMMISSION RECOMMENDATION

For More Information: Junie Plummer, 974-7085, Laura Bohl, 974-7064.

Boards and Commission Action: Recommended by the Parks Board.

Prior Council Action: Council passed a resolution on July 29, 2004 directing the City Manager to determine the best way to convert the five-block one-way segment of Cesar Chavez to two-way traffic and to determine the cost. Council passed a resolution on September 1, 2005 directing the City Manager to convert Cesar Chavez Street from one-way to two-way traffic from San Antonio to Brazos Streets with Urban Design enhancements in accordance with Option 2 (staff recommendation).

Chapter 26 of the Texas Parks and Wildlife Code provides that the use of parkland for non-park purposes may be approved upon a finding that there is no feasible and prudent alternative to the use of this land.

Approximately 0.42 acres of parkland along the south side of Cesar Chavez Street is proposed for public non-park use to allow for the construction of turn lanes at three intersections and some increases in lane widths to accommodate Capital Metro buses. There is no option to expand on the north side due to existing buildings situated close to the curb-line. The turn lanes are a provision of the option approved by City Council in order to maintain minimum levels of service for vehicular traffic.

In terms of mitigation, the project is providing enhanced pedestrian facilities and park improvements along the south side of Cesar Chavez. Those improvements include planting beds, park benches, the installation of 40 to 50 trees and a pedestrian promenade. The park improvements are in compliance with the Town Lake Comprehensive Plan. Mitigation land which equals or exceeds in acreage and value will be transferred from the Dawson Lane right-of-way to Town Lake Park.

In addition to the Chapter 26 process, the use of the park is also subject to additional approval by the Texas Parks and Wildlife Department and the National Park Service due to a previous Federal Grant.

Approval of the use of parkland is made on the condition that all restoration is completed in accordance with the Standard Specifications and Construction Standards of the City of Austin and all restoration in parkland will be completed in accordance with PARD's Construction in Parks Specifications. The requestor is required to pay any and all costs associated with the restoration.

There is no feasible and prudent alternative to the use of the dedicated parkland which includes all reasonable planning to minimize harm to such lands. The dates of public notification in the Austin American-Statesman were October 22, October 29, and November 5, 2006.

EXHIBIT "A"

City of Austin
Right-of-Way Dedication
of Existing Parkland
(West Cesar Chavez Street)
CIP# ____-____-____

LEGAL DESCRIPTION

BEING A 6,261 SQUARE FOOT TRACT OF LAND SITUATED IN THE SAMUEL GOOCHER SURVEY, ABSTRACT NO. 329, IN TRAVIS COUNTY, TEXAS AND BEING PART OF A TRACT OF LAND GRANTED TO THE CITY OF AUSTIN BY THE STATE OF TEXAS IN HOUSE BILL NO. 13 OF THE 35TH LEGISLATIVE SESSION IN THE YEAR 1917, ALSO BEING A PORTION OF THAT TRACT OF LAND DESCRIBED AS "TRACT N-13" DEDICATED AS PARKLAND IN ORDINANCE 850502-U, SAID 6,261 SQUARE FEET BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS AND AS SHOWN ON THE ATTACHED SKETCH:

BEGINNING at an "x" cut set for corner at the intersection of the proposed back of curb line (hereinafter referred to as "curb line") on the south side of West Cesar Chavez Street with the existing back of curb line on the west side of Congress Avenue, said point having Texas State Plane Coordinate (Texas Central Zone, NAD83(CORS), U.S. Survey Feet values of N=10,068,999.6383, E=3,113,714.3875, Combined Scale Factor 0.99987885838), for the most easterly corner and POINT OF BEGINNING of the herein described tract, said point also being the beginning of a non-tangent curve to the left, having a delta angle of 21°23'16", a radial bearing of South 38°01'16" West, and a radius of 250.00 feet, from which point a pk nail found near the intersection of the north right-of-way line of West Cesar Chavez Street with the west right-of-way line of Colorado Street, said intersection being the southeast corner of Block 4, Original City of Austin, according to map number 2179 on file in the General Land Office of the State of Texas, bears North 58°51'07" West, a distance of 420.51 feet, also from which point a calculated monument at the intersection of the centerline of West Cesar Chavez Street with the centerline of Colorado Street bears North 63°14'39" West, a distance of 372.81 feet, and from which centerline intersection a calculated monument at the intersection of the centerline of West 2nd Street with the centerline of Colorado Street, bears North 16°32'38" East, a distance of 356.46 feet;

THENCE in a Northwesterly direction, along said proposed curb line and along said curve for an arc distance of 93.32 feet, a chord bearing of North 62°40'22" West, and a chord distance of 92.78 feet to a 1/2-inch set iron rod with a yellow plastic cap stamped "HALFF ASSOC. INC." (hereinafter referred to as "with cap") for corner;

THENCE North 73°22'02" West, continuing along said proposed curb line, a distance of 26.77 feet to a 1/2-inch set iron rod with cap for corner, said point being the beginning of a non-tangent curve to the right having a delta angle of 09°02'36", a radial bearing of North 16°37'59" East, and a radius of 515.00 feet;

THENCE in a Northwesterly direction, continuing along said proposed curb line and along said curve for an arc distance of 81.28 feet, a chord bearing of North 68°50'43" West, and a chord distance of 81.20 feet to a 1/2-inch set iron rod with cap for the point of reverse curvature of a tangent curve to the left, having a delta angle of 09°09'11", a radial bearing of South 25°40'35" West, and a radius of 515.00 feet;

THENCE in a Northwesterly direction, continuing along said proposed curb line and along said curve for an arc distance of 82.27 feet, a chord bearing of North 68°54'01" West, and a chord distance of 82.18 feet to a 1/2-inch set iron rod with cap for the point of tangency;

THENCE North 73°28'37" West, continuing along said proposed curb line, a distance of 265.77 feet to a 1/2-inch set iron rod with cap for the beginning of a tangent curve to the left, having a radial bearing of South 16°31'23" West, and a radius of 2,000.00 feet;

THENCE in a Northwesterly direction, continuing along said proposed curb line, and along said curve for an arc distance of 62.89 feet, a chord bearing of North 74°22'40" West, a chord distance of 62.89 feet to a 1/2-inch set iron rod with cap for the point of tangency;

THENCE North 75°16'43" West, continuing along said proposed curb line, a distance of 72.88 feet to an "x" cut set for the beginning of a tangent curve to the left, having a delta angle of 45°13'59", a radial bearing of South 14°43'17" West, and a radius of 197.00 feet;

THENCE in a Southwesterly direction, continuing along said proposed curb line, and along said curve for an arc distance of 155.53 feet, a chord bearing of South 82°06'17" West, a chord distance of 151.52 feet to a 1/2-inch set iron rod with cap for corner at the intersection of said proposed curb line with the existing most easterly curb line of South 1st Street (a variable width right-of-way), said point also being the beginning of a non-tangent curve to the right having a delta angle of 52°23'07", a radial bearing of South 38°06'25" East, and a radius of 167.00 feet, from which point an "x" cut found near the intersection of the original north right-of-way line of West Cesar Chavez Street with the original east right-of-way line of Rio Grande Street, same point being the southwest corner of that certain called 289 square foot tract of land conveyed for right-of-way by the City of Austin in Volume 12852, Page 120, of the Real Property Records of Travis County, Texas, same being the southwest corner of Block 185, Original City of Austin, said Block 185 as conveyed by instruments to the City of Austin, recorded in Volume "P", Page 151, Volume 360, Page 561, Volume 361, Page 29 and Volume 365, Page 184 of the Deed Records of Travis County, Texas, bears North 67°10'28" West, a distance of 1,303.46 feet;

THENCE in a Northeasterly direction, departing said proposed curb line and along said existing curb line for an arc distance of 152.69 feet, a chord bearing of North 78°05'08" East, a chord distance of 147.42 feet to a 1/2-inch set iron rod for corner;

THENCE South 73°27'54" East, continuing along said existing curb line, a distance of 236.75 feet to a 1/2-inch set iron rod with cap for corner;

THENCE South 73°08'04" East, continuing along said existing curb line, a distance of 43.53 feet to a 1/2-inch set iron rod with cap for corner;

THENCE South 73°26'54" East, continuing along said existing curb line, a distance of 123.35 feet to a 1/2-inch set iron rod with cap for corner;

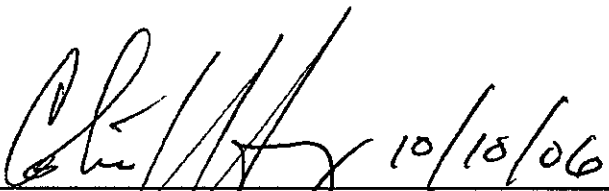
THENCE South 73°30'35" East, continuing along said existing curb line, a distance of 45.12 feet to a 1/2-inch set iron rod with cap for corner;

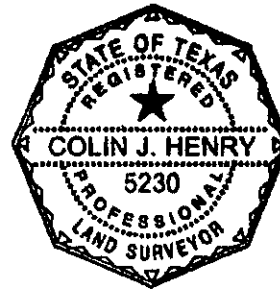
THENCE South 73°25'32" East, continuing along said existing curb line, a distance of 167.77 feet to a 1/2-inch set iron rod with cap for corner, said point being the beginning of a non-tangent curve to the right having a delta angle of 50°13'52", a radial bearing of South 16°17'09" West, and a radius of 96.18 feet;

THENCE in a Southeasterly direction, continuing along said existing curb line and with said curve for an arc distance of 84.32 feet, a chord bearing of South 48°35'55" East, and a chord distance of 81.65 feet to the POINT OF BEGINNING and containing 6,261 square feet of land, more or less.

BEARING BASIS NOTE

The bearings described herein are Texas State Plane Grid bearings (Texas Central Zone, NAD83(CORS), Combined Scale Factor 0.99987885838). Project Reference Control Points are a found 60d nail (#308) in the central median island at the intersection of West Cesar Chavez Street with South First Street, and a found 60d nail (#307), being located approximately 215 feet west of the existing western curb line of Congress Avenue and 72 feet south of the existing south curb line of West Cesar Chavez Street. #307 bears South $69^{\circ}59'01''$ East, a surface distance of 699.26 feet from #308.


Colin J. Henry R.P.L.S. No. 5230
Halff Associates, Inc.,
4030 West Braker Lane, Suite 450,
Austin, Texas 78759-5356
(512)-252-8184

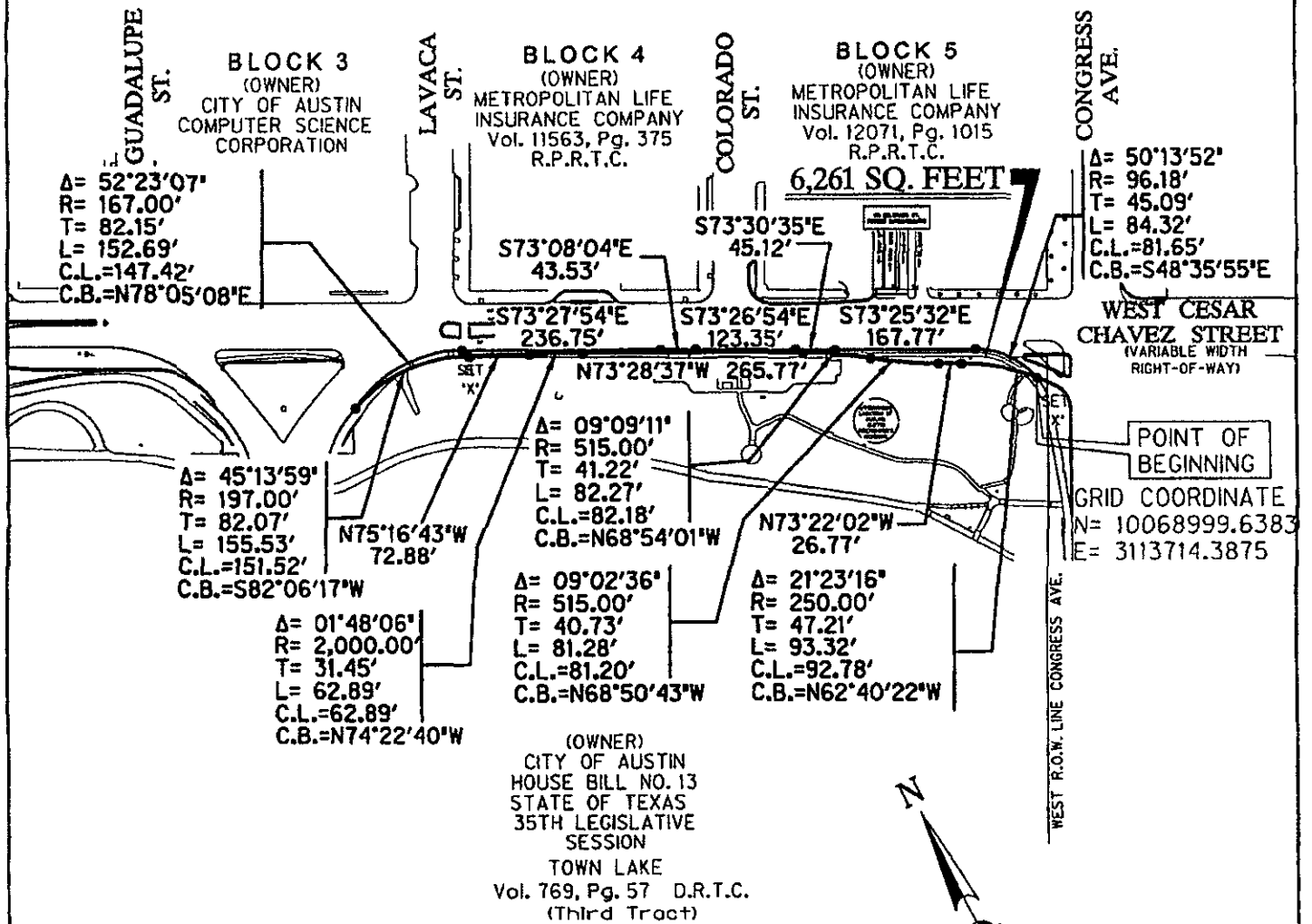


REFERENCES

TCAD # 02-0501-0901
AUSTIN GRID J-22

FIELD NOTES REVIEWED
By JOHN MOORE Date 10-10-2006
Engineering Support Section
Department of Public Works
and Transportation

SKETCH TO ACCOMPANY LEGAL DESCRIPTION



LEGEND:

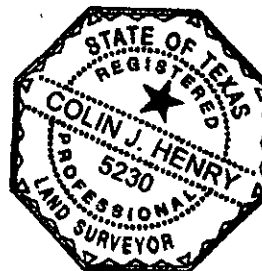
R.P.R.T.C. REAL PROPERTY RECORDS TRAVIS COUNTY
R.O.W. RIGHT-OF-WAY
1/2-INCH IRON ROD SET W/YELLOW PLASTIC CAP STAMPED 'HALFF ASSOC. INC' (UNLESS OTHERWISE NOTED)
D.R.T.C. DEED RECORDS TRAVIS COUNTY

NOTE:

1) The coordinates shown are based on the Texas State Plane Coordinate System, Central Zone 4203, NAD83(CORS) Datum. The bearings shown are grid bearings. PROJECT coordinates were established from CORS Stations: PID- DF4374= QES- 'AUSTIN RRP2 CORS LI PHASE CENTER' having GRID values of N= 10086515.8945, E= 3109682.4831, PID- DE7995= QES- 'CARTERBURGESS COOP CORS ARP' having GRID values of N= 10070824.8078, E= 3100333.7408. Combined Scale factor = 0.99987885838. All distances shown are surface distances, US SURVEY FEET.
2) This Survey was done without easement and title research.

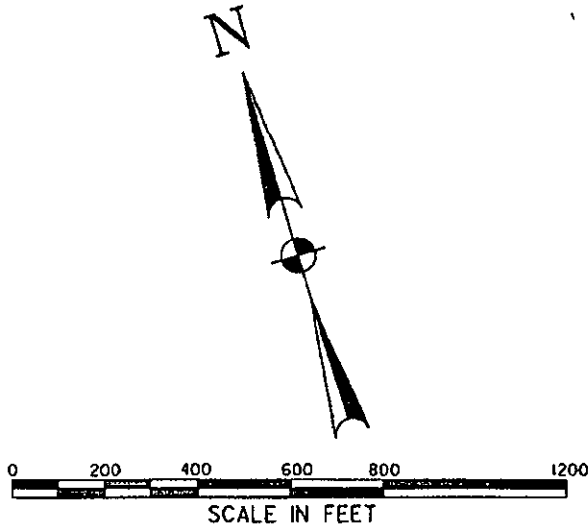
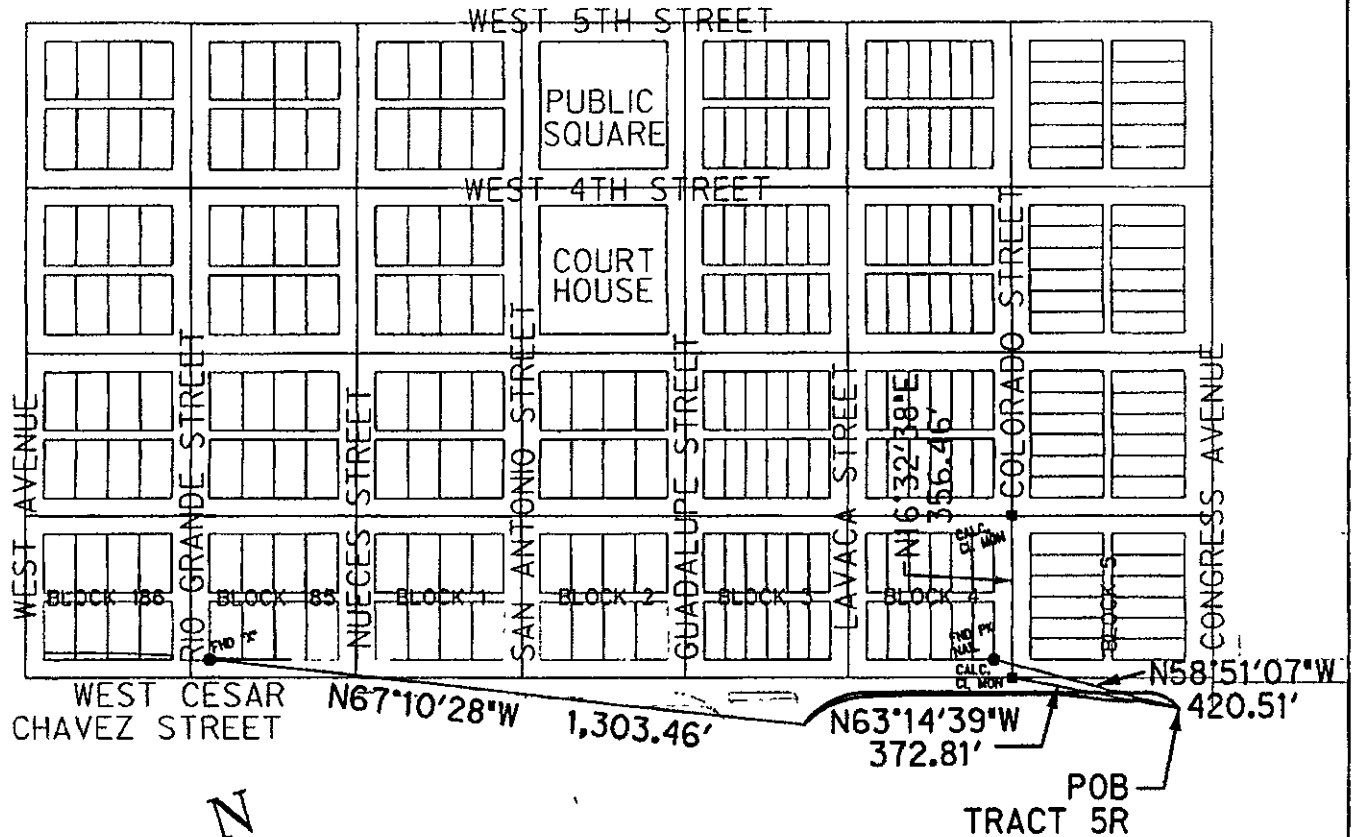
Halff Associates
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AUSTIN, TEXAS 78759-5356
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Handwritten signature and date: 10/10/06

SKETCH TO ACCOMPANY LEGAL DESCRIPTION



[Handwritten signature]
10/10/06

NOTE:

- 1) The coordinates shown are based on the Texas State Plane Coordinate System, Central Zone 4203, NAD83(CORS) Datum. The bearings shown are grid bearings. PROJECT coordinates were established from CORS Stations: PID- DF4374= DES- 'AUSTIN RRP2 CORS L1 PHASE CENTER' having GRID values of N= 10086515.8945, E= 3109682.4831, PID- DE7995= DES- 'CARTERBURGESS COOP CORS ARP' having GRID values of N= 10070824.8078, E= 3100333.7408. Combined Scale factor = 0.99987885838. All distances shown are surface distances. US SURVEY FEET.
- 2) This Survey was done without easement and title research.

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PAGE 2 OF 2

EXHIBIT "A"

City of Austin
Right-of-Way Dedication
of Existing Parkland
(West Cesar Chavez Street)
CIP# ____-____-____

LEGAL DESCRIPTION

BEING A 10,054 SQUARE FOOT TRACT OF LAND SITUATED IN THE SAMUEL GOOCHER SURVEY, ABSTRACT NO. 329, IN TRAVIS COUNTY, TEXAS AND BEING PART OF A TRACT OF LAND GRANTED TO THE CITY OF AUSTIN BY THE STATE OF TEXAS IN HOUSE BILL NO. 13 OF THE 35TH LEGISLATIVE SESSION IN THE YEAR 1917, ALSO BEING A PORTION OF THAT CERTAIN TRACT OF LAND DESCRIBED AS "TRACT N-12" DEDICATED AS PARKLAND IN ORDINANCE 850502-U, SAID 10,054 SQUARE FEET BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS AND AS SHOWN ON THE ATTACHED SKETCH:

BEGINNING at a 1/2-inch set iron rod with yellow plastic cap stamped "HALFF ASSOC. INC." (hereinafter referred to as "with cap") for corner on the existing back of curb line (hereinafter referred to as "curb line") on the south side of West Cesar Chavez Street, said point having Texas State Plane Coordinate (Texas Central Zone, NAD83(CORS), U.S. Survey Feet values of N=10,069,562.8951, E=3,111,945.0767, Combined Scale Factor 0.99987885838), for the most westerly corner and POINT OF BEGINNING of the herein described tract, from which point an "x" cut found near the intersection of the original north right-of-way line of West Cesar Chavez Street with the original east right-of-way line of Rio Grande Street, same point being the southwest corner of that certain called 289 square foot tract of land conveyed for right-of-way by the City of Austin in Volume 12852, Page 120, of the Real Property Records of Travis County, Texas, same being the southwest corner of Block 185, Original City of Austin, said Block 185 as conveyed by instruments to the City of Austin, recorded in Volume "P", Page 151, Volume 360, Page 561, Volume 361, Page 29 and Volume 365, Page 184 of the Deed Records of Travis County, Texas, bears North 58°10'38" West, a distance of 268.80 feet;

THENCE South 73°25'27" East, along said existing curb line, a distance of 70.16 feet, to an "x" cut set for corner;

THENCE South 73°16'44" East, continuing along said existing curb line, a distance of 55.25 feet, to a 1/2-inch set iron rod with cap for corner;

THENCE South 73°25'17" East, continuing along said existing curb line, a distance of 266.66 feet, to a 1/2-inch set iron rod with cap for corner;

THENCE South $73^{\circ}48'01''$ East, continuing along the prolongation said existing curb line and crossing an existing park road, a distance of 28.25 feet, to a P.K. nail set for corner;

THENCE South $73^{\circ}27'34''$ East, continuing along said existing curb line, a distance of 316.51 feet, to a P.K. nail set for corner;

THENCE South $71^{\circ}04'54''$ East, continuing along said existing curb line, a distance of 13.80 feet, to a P.K. nail set for corner, said point also being the beginning of a non-tangent curve to the right having a delta angle of $46^{\circ}56'39''$, a radial bearing of South $21^{\circ}50'43''$ West, and a radius of 164.29 feet;

THENCE in a Southeasterly direction, continuing along said existing curb line and along said curve for an arc distance of 134.61 feet, a chord bearing of South $44^{\circ}40'57''$ East, and a chord distance of 130.87 feet, to a crow'sfoot set at the intersection of said existing curb line and the proposed curb line, said point being the beginning of a non-tangent curve to the left having a delta angle of $51^{\circ}17'32''$, a radial bearing of South $68^{\circ}49'41''$ West, and a radius of 89.50 feet, and from which point a pk nail found near the intersection of the north right-of-way line of West Cesar Chavez Street with the west right-of-way line of Colorado Street, said intersection being the southeast corner of Block 4, Original City of Austin, according to map number 2179 on file in the General Land Office of the State of Texas, bears South $86^{\circ}20'23''$ East, a distance of 599.40 feet, also from which point a calculated monument at the intersection of the centerline of West Cesar Chavez Street with the centerline of Colorado Street bears South $81^{\circ}59'35''$ East, a distance of 631.32 feet, and from which centerline intersection a calculated monument at the intersection of the centerline of West 2nd Street with the centerline of Colorado Street bears North $16^{\circ}32'38''$ East, a distance of 356.46 feet;

THENCE in a Northwesterly direction, departing said existing curb line and along said proposed curb line, and along said curve for an arc distance of 80.12 feet, a chord bearing of North $46^{\circ}49'05''$ West, and chord distance of 77.47 feet, to a 1/2-inch set iron rod with cap for the point of tangency;

THENCE North $73^{\circ}25'46''$ West, continuing along said proposed curb line, a distance of 111.15 feet to a 1/2-inch set iron rod with cap for the beginning of a tangent curve to the right having a delta angle of $12^{\circ}13'10''$, a radial bearing of North $16^{\circ}34'14''$ East, and a radius of 512.00 feet;

THENCE in a Northwesterly direction, continuing along said proposed curb line and along said curve for an arc distance of 109.19 feet, a chord bearing of North $67^{\circ}19'11''$ West, and a chord distance of 108.99 feet to a 1/2-inch set iron rod with cap for the point of reverse curvature of a tangent curve to the left having a delta angle of $12^{\circ}16'01''$, a radial bearing of South $28^{\circ}47'24''$ West, and a radius of 408.00 feet;

THENCE in a Northwesterly direction, continuing along said proposed curb line, and along said curve for an arc distance of 87.35 feet, a chord bearing of North 67°20'36" West, and a chord distance of 87.19 feet to a 1/2-inch set iron rod with cap for the point of tangency;

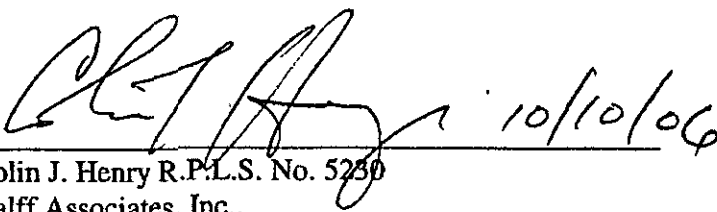
THENCE North 73°28'37" West, continuing along said proposed curb line, a distance of 269.62 feet to a 1/2-inch set iron rod with cap for the beginning of a tangent curve to the right having a delta angle of 04°15'05", a radial bearing of North 16°31'18" East, and a radius of 1,425.00 feet;

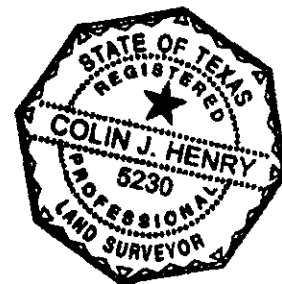
THENCE in a Northwesterly direction, continuing along said proposed curb line, and along said curve for an arc distance of 105.74 feet, a chord bearing of North 71°21'10" West, a chord distance of 105.71 feet to a 1/2-inch set iron rod with cap for the point of reverse curvature of a tangent curve to the left having a delta angle of 04°12'48", a radial bearing of South 20°46'23" West, and a radius of 1,560.00 feet;

THENCE in a Northwesterly direction, continuing along said proposed curb line, and along said curve for an arc distance of 114.72 feet, a chord bearing of North 71°20'01" West, a chord distance of 114.69 feet to the POINT OF BEGINNING and containing 10,054 square feet of land, more or less.

BEARING BASIS NOTE

The bearings described herein are Texas State Plane Grid bearings (Texas Central Zone, NAD83 (CORS), Combined Scale Factor 0.99987885838). Project Reference Control Points are a found 60d nail (#308) in the central median island at the intersection of West Cesar Chavez Street with South First Street, and a found 60d nail (#307), being located approximately 215 feet west of the existing western curb line of Congress Avenue and 72 feet south of the existing south curb line of West Cesar Chavez Street. #307 bears South 69°59'01" East, a surface distance of 699.26 feet from #308.


Colin J. Henry R.P.L.S. No. 5230
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REFERENCES

TCAD # 01-0500-0801
AUSTIN GRID J-22

FIELD NOTES REVIEWED

By John Moore Date 10-11-2006
Engineering Support Section
Department of Public Works
and Transportation

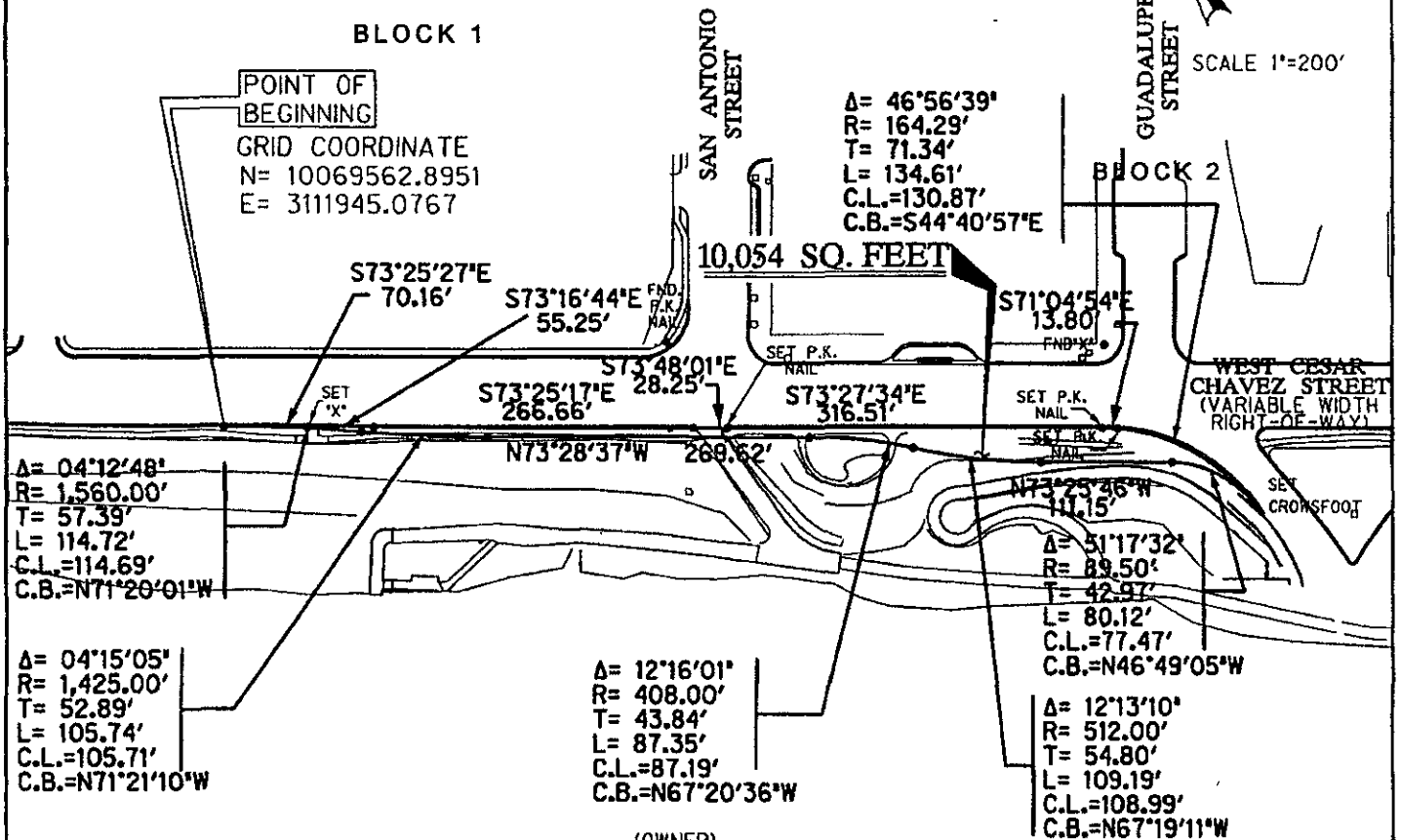
SKETCH TO ACCOMPANY LEGAL DESCRIPTION

SAMUEL GOOCHER SURVEY
ABSTRACT NO. 329

(OWNER)
CITY OF AUSTIN
COMPUTER SCIENCE CORPORATION

BLOCK 1

POINT OF
BEGINNING
GRID COORDINATE
N= 10069562.8951
E= 3111945.0767



LEGEND:

T.C.P.R. TRAVIS COUNTY PLAT RECORD
R.O.W. RIGHT-OF-WAY



1/2-INCH IRON ROD SET W/YELLOW HALF CAP

STAMPED "HALFF ASSOC. INC."
(UNLESS OTHERWISE NOTED)

D.R.T.C. DEED RECORDS TRAVIS COUNTY

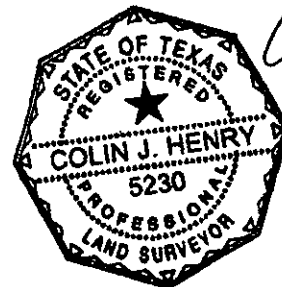
(OWNER)
CITY OF AUSTIN
HOUSE BILL NO. 13
STATE OF TEXAS 35TH
LEGISLATIVE SESSION

TOWN LAKE
Vol. 769, Pg. 57 D.R.T.C.
(Third Tract)



NOTE:

- The coordinates shown are based on the Texas State Plane Coordinate System, Central Zone 4203 NAD83(CORS) Datum. The bearings shown are grid bearings. PROJECT coordinates were established from CORS Stations: PID- DF4374= DES- "AUSTIN RRP2 CORS L1 PHASE CENTER" having GRID values of N= 10086515.8945, E= 3109682.4831, PID- DE7995= DES- "CARTERBURGUSS COOP CORS ARP" having GRID values of N= 10070824.8078, E= 3100333.7408. Combined Scale factor = 0.99987885838. All distances shown are surface distances, US SURVEY FEET.
- This Survey was done without easement and title research.



10/10/06

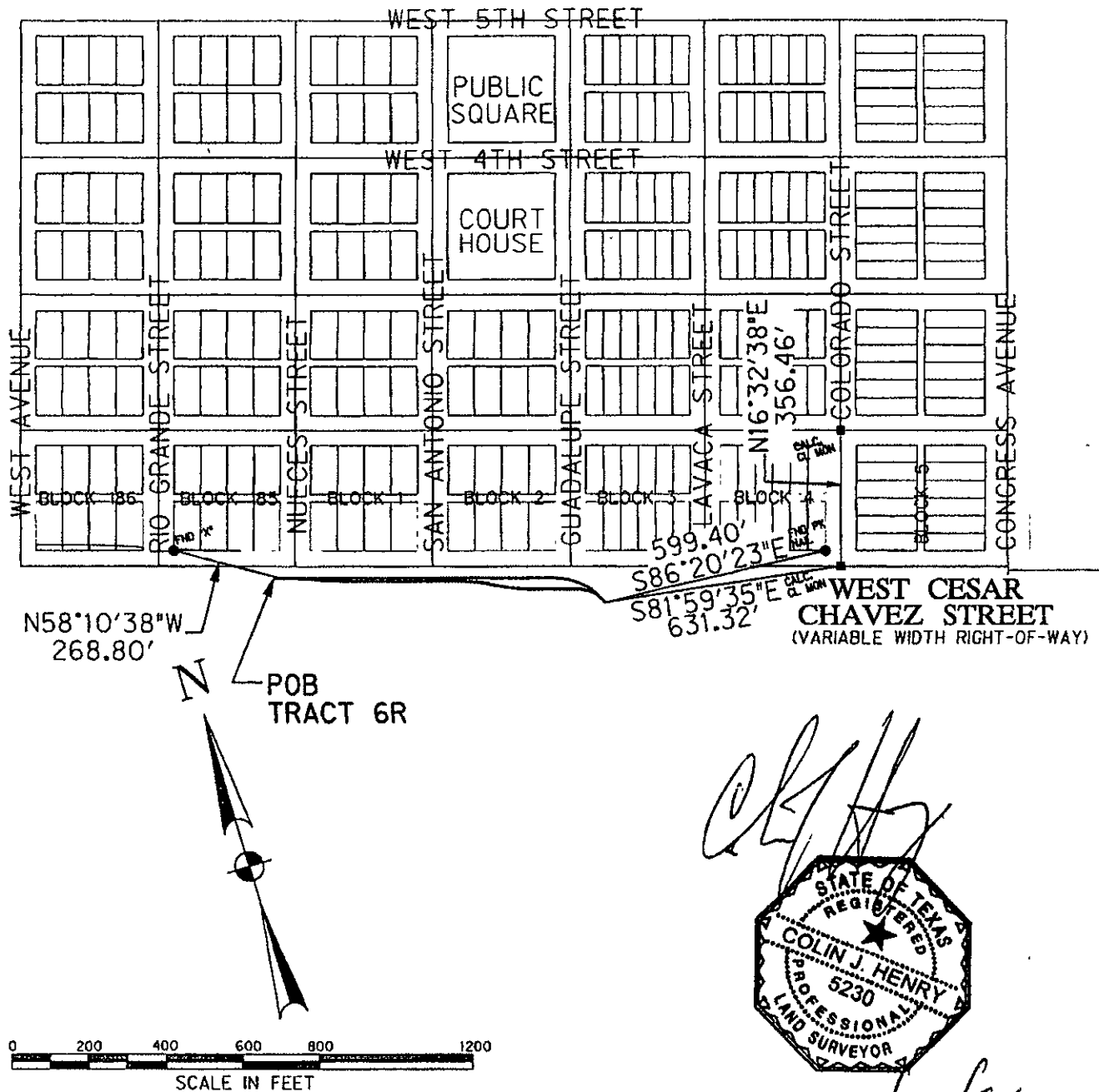
Halff Associates

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PAGE 1 OF 2

SKETCH TO ACCOMPANY LEGAL DESCRIPTION



NOTE:

- 1) The coordinates shown are based on the Texas State Plane Coordinate System, Central Zone 4203, NAD83(CORS) Datum. The bearings shown are grid bearings. PROJECT coordinates were established from CORS Stations:
 PID- DF4374= DES- 'AUSTIN RRP2 CORS LI PHASE CENTER'
 having GRID values of N= 10086515.8945, E= 3109682.4831,
 PID- DE7995= DES- 'CARTERBURGESS COOP CORS ARP'
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 Combined Scale factor = 0.99987885838.
 All distances shown are surface distances, US SURVEY FEET.
- 2) This Survey was done without easement and title research.

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 AUSTIN, TEXAS 78769-6368
 TEL (512) 252-8184 FAX (512) 252-8141

PAGE 2 OF 2

EXHIBIT "A"

City of Austin
Right-of-Way Dedication
of Existing Parkland
(West Cesar Chavez Street)
CIP# _____

LEGAL DESCRIPTION

BEING A 2,202 SQUARE FOOT TRACT OF LAND SITUATED IN THE SAMUEL GOOCHER SURVEY, ABSTRACT NO. 329, IN TRAVIS COUNTY, TEXAS AND BEING PART OF A TRACT OF LAND GRANTED TO THE CITY OF AUSTIN BY THE STATE OF TEXAS IN HOUSE BILL NO. 13 OF THE 35TH LEGISLATIVE SESSION IN THE YEAR 1917, ALSO BEING A PORTION OF THAT TRACT OF LAND DESCRIBED AS "TRACT N12-A" DEDICATED AS PARKLAND IN ORDINANCE 850502-U, SAID 2,202 SQUARE FEET BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS AND AS SHOWN ON THE ATTACHED SKETCH:

BEGINNING at a 1/2-inch set iron rod with a yellow plastic cap stamped "HALFF ASSOC. INC." (hereinafter referred to as "with cap") for corner at the intersection of the proposed back of curb line (hereinafter referred to as "curb line") on the west side of South 1st Street median island with the existing easterly curb line of the southerly entrance to South 1st Street (a variable width right-of-way), said point having Texas State Plane Coordinate (Texas Central Zone, NAD83(CORS), U.S. Survey Feet values of N=10,069,288.0027, E=3,112,781.4127, Combined Scale Factor 0.99987885838), for the southwesterly corner and POINT OF BEGINNING of the herein described tract from which point an "x" cut found near the intersection of the original north right-of-way line of West Cesar Chavez Street with the original east right-of-way line of Rio Grande Street, same point being the southwest corner of that certain called 289 square foot tract of land conveyed for right-of-way by the City of Austin in Volume 12852, Page 120, of the Real Property Records of Travis County, Texas, same being the southwest corner of Block 185, Original City of Austin, said Block 185 as conveyed by instruments to the City of Austin, recorded in Volume "P", Page 151, Volume 360, Page 561, Volume 361, Page 29 and Volume 365, Page 184 of the Deed Records of Travis County, Texas, bears North 68°37'47" West, a distance of 1,143.39 feet;

THENCE North 22°42'45" West, departing said proposed curb line and along the existing curb line, a distance of 11.36 feet to an "x" cut set for the beginning of a non-tangent curve to the right having a delta angle of 22°18'42", a radial bearing of North 68°56'09" East, and a radius of 16.37 feet;

THENCE in a Northwesterly direction, continuing along said existing curb line and along said curve for an arc distance of 6.37 feet, a chord bearing of North 09°54'30" West, and a chord distance of 6.33 feet to a 1/2-inch set iron rod with cap at the point of compound curvature of a non-tangent curve to the right having a delta angle of 107°54'36", a radial bearing of North 88°23'58" East, and a radius of 7.31 feet;

THENCE in a Northeasterly direction, continuing along said existing curb line and along said curve for an arc distance of 13.77 feet, a chord bearing of North 52°21'16" East, and a chord distance of 11.82 feet to an "x" cut set for corner;

THENCE South 73°22'28" East, continuing along said existing curb line, a distance of 129.70 feet to a 1/2-inch set iron rod with cap at the beginning of a non-tangent curve to the right having a delta angle of 122°17'57", a radial bearing of South 14°09'12" West, and a radius of 14.50 feet;

THENCE in a Southeasterly direction, continuing along said existing curb line and along said curve for an arc distance of 30.95 feet, a chord bearing of South 14°41'49" East, and a chord distance of 25.40 feet to a 1/2-inch set iron rod with cap at the intersection of said existing curb line and said proposed curb line, said point also being the beginning of a non-tangent curve to the left having a delta angle of 122°10'19", a radial bearing of North 43°06'27" West, and a radius of 6.00 feet, from which point a pk nail found near the intersection of the north right-of-way line of West Cesar Chavez Street with the west right-of-way line of Colorado Street, said intersection being the southeast corner of Block 4, Original City of Austin, according to map number 2179 on file in the General Land Office of the State of Texas, bears South 85°40'46" East, a distance of 439.78 feet, also from which point a calculated monument at the intersection of the centerline of West Cesar Chavez Street with the centerline of Colorado Street bears South 79°54'51" East, a distance of 472.83 feet, and from which centerline intersection a calculated monument at the intersection of the centerline of West 2nd Street with the centerline of Colorado Street bears North 16°32'38" East, a distance of 356.46 feet;

THENCE in a Northwesterly direction, departing said existing curb line and along said proposed curb line and along said curve for an arc distance of 12.79 feet, a chord bearing of North 14°11'37" West, and a chord distance of 10.50 feet to an "x" cut set for corner;

THENCE North 75°16'43" West, continuing along said proposed curb line, a distance of 62.97 feet to a 1/2-inch set iron rod with cap for the beginning of a tangent curve to the right having a delta angle of 01°48'06", a radial bearing of North 14°43'17" East, and a radius of 2,000.00 feet;


THENCE in a Northwesterly direction, continuing along said proposed curb line and along said curve for an arc distance of 62.89 feet, a chord bearing of North 74°22'40" West, and a chord distance of 62.89 feet to a 1/2-inch set iron rod with cap for the point of tangency;

THENCE North $73^{\circ}28'40''$ West, continuing along said proposed curb line, a distance of 4.72 feet to a 1/2-inch set iron rod with cap for the beginning of a non-tangent curve to the left having a delta angle of $129^{\circ}14'43''$, a radial bearing of South $16^{\circ}31'25''$ West, and a radius of 5.00 feet;

THENCE in a Southwesterly direction, continuing along said proposed curb line and along said curve for an arc distance of 11.28 feet, a chord bearing of South $41^{\circ}54'03''$ West, a chord distance of 9.04 feet to the POINT OF BEGINNING and containing 2,202 square feet of land, more or less.

BEARING BASIS NOTE

The bearings described herein are Texas State Plane Grid bearings (Texas Central Zone, NAD83(CORS), Combined Scale Factor 0.99987885838). Project Reference Control Points are a found 60d nail (#308) in the central median island at the intersection of West Cesar Chavez Street with South First Street, and a found 60d nail (#307), being located approximately 215 feet west of the existing western curb line of Congress Avenue and 72 feet south of the existing south curb line of West Cesar Chavez Street. #307 bears South $69^{\circ}59'01''$ East, a surface distance of 699.26 feet from #308.

 10/10/06
Colin J. Henry R.P.L.S. No. 5230
Halff Associates, Inc.,
4030 West Braker Lane, Suite 450,
Austin, Texas 78759-5356
(512)-252-8184



REFERENCES

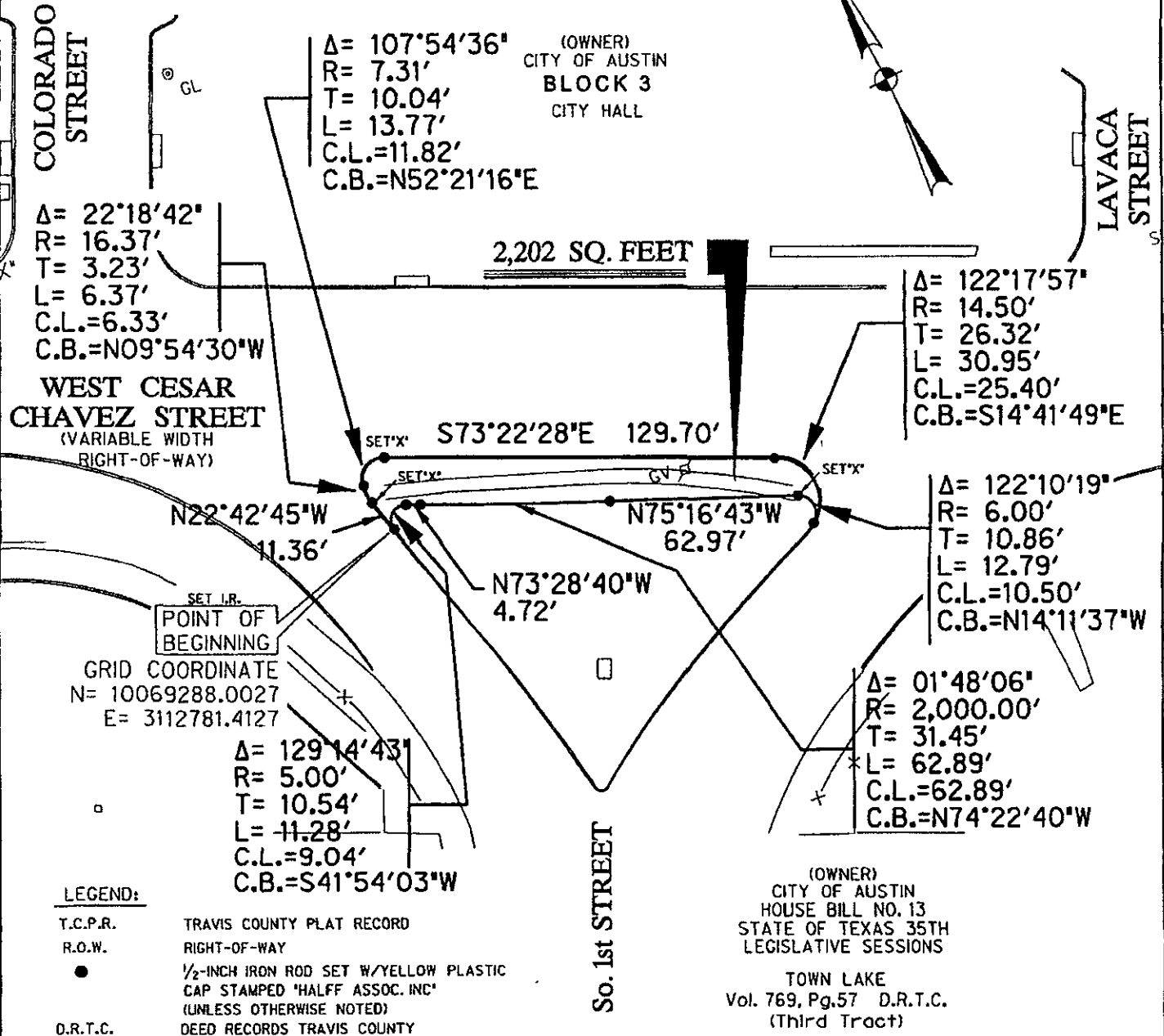
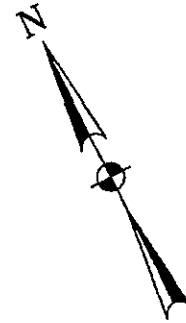
TCAD # 02-0501-0901
AUSTIN GRID J-22

FIELD NOTES REVIEWED

By John Moore Date 10-10-2006
Engineering Support Section
Department of Public Works
and Transportation

SKETCH TO ACCOMPANY LEGAL DESCRIPTION

SAMUEL GOOCHER SURVEY
ABSTRACT NO. 329

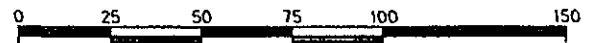


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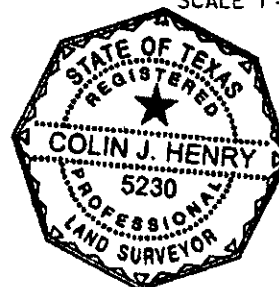
T.C.P.R.	TRAVIS COUNTY PLAT RECORD
R.O.W.	RIGHT-OF-WAY
●	1/2-INCH IRON ROD SET W/YELLOW PLASTIC CAP STAMPED 'HALFF ASSOC. INC' (UNLESS OTHERWISE NOTED)
D.R.T.C.	DEED RECORDS TRAVIS COUNTY

NOTE:

1) The coordinates shown are based on the Texas State Plane Coordinate System, Central Zone 4203, NAD83(CORS) Datum. The bearings shown are grid bearings. PROJECT coordinates were established from CORS Stations: PID- DF4374= DES- 'AUSTIN RRP2 CORS LI PHASE CENTER' having GRID values of N= 10086515.8945, E= 3109682.4831, PID- DE7995= DES- 'CARTERBURGESS COOP CORS ARP' having GRID values of N= 10070824.8078, E= 3100333.7408. Combined Scale factor = 0.99987885838. All distances shown are surface distances. US SURVEY FEET.
2) This Survey was done without easement and title research.



SCALE IN FEET
SCALE 1"=50'



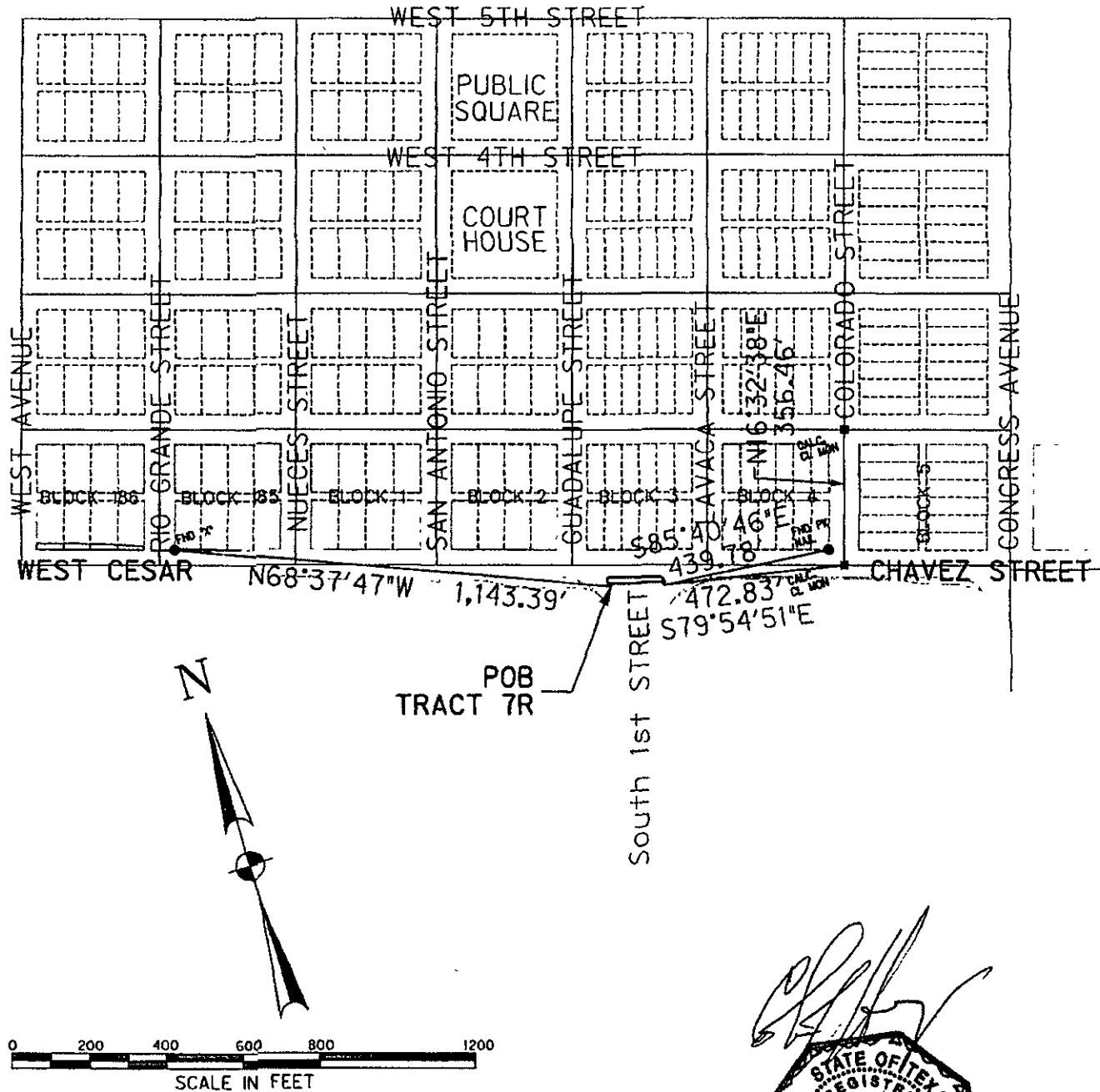
Handwritten signature and date: 10/10/06

Halff Associates

ENGINEERS • ARCHITECTS • SCIENTISTS • PLANNERS • SURVEYORS
4030 WEST BRAKER LANE, SUITE 450
AUSTIN, TEXAS 78759-5358
TEL (512) 252-8184 FAX (512) 252-8141

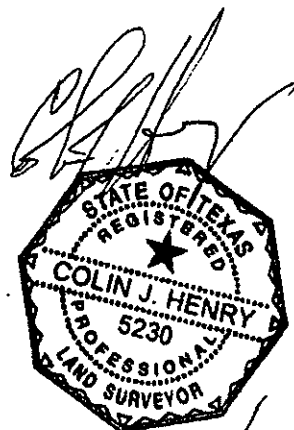
PAGE 1 OF 2

SKETCH TO ACCOMPANY LEGAL DESCRIPTION



NOTE:

- 1) The coordinates shown are based on the Texas State Plane Coordinate System, Central Zone 4203, NAD83(CORS) Datum. The bearings shown are grid bearings. PROJECT coordinates were established from CORS Stations:
PID- DF4374= DES- "AUSTIN RRP2 CORS L1 PHASE CENTER"
having GRID values of N= 10086515.8945, E= 3109682.4831,
PID- DE7995= DES- "CARTERBURGESS COOP CORS ARP"
having GRID values of N= 10070824.8078, E= 3100333.7408.
Combined Scale factor = 0.99987885838.
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PAGE 2 OF 2



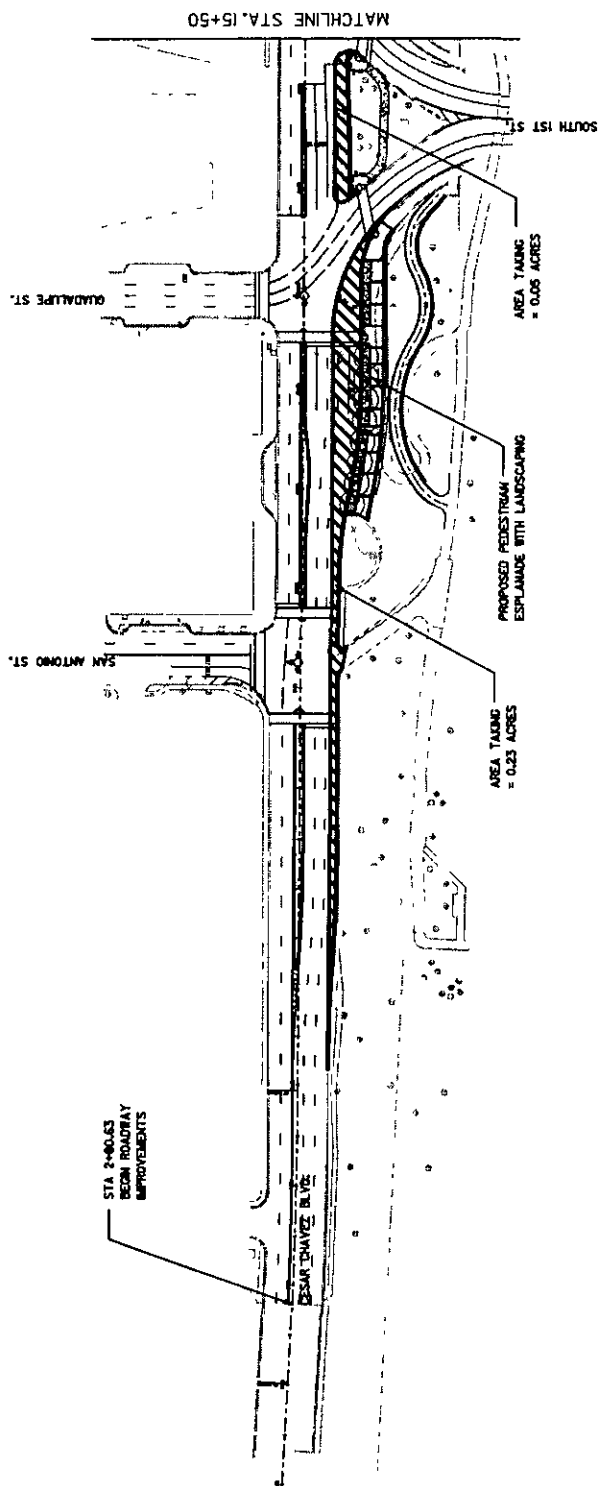
CEGAR CHAVEZ
CONVERSION
PORTLAND, OREGON

DESIGNED BY SB
DRAWN BY SB
TITLE

[illegible]

1 of 2

NOTE: PARKLAND AREAS MEASURED FROM THE EXISTING B.O.C. TO THE PROPOSED B.O.C.. AREAS ARE APPROXIMATE AND SUBJECT TO CHANGE.



SCALE: 1" = 120'



CITY OF AUSTIN, TEXAS
PUBLIC WORKS DEPARTMENT
MAILING ADDRESS:
ONE TEXAS CENTER
505 BARTON SPRINGS ROAD
AUSTIN, TX 78704
(512) 974-2642 FAX: 974-7239



CECILIA CHAVEZ
CONVERSION
PARKLAND R.O.W. EIGHT

NO.	REVISION	BY	DATE
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			

SHEET NO. 2 OF 2

SCALE: 1" = 120'
N

SAN JACINTO BLVD.
SAN JACINTO BLVD.

BRAZOS ST.

CONGRESS BLVD.

COLORADO ST.

LAVACA ST.

MATCHLINE STA. 15+50

STA 32+10.63
END ROADWAY
IMPROVEMENTS

PROPOSED PEDESTRIAN
ESPLANADE WITH
LANDSCAPING

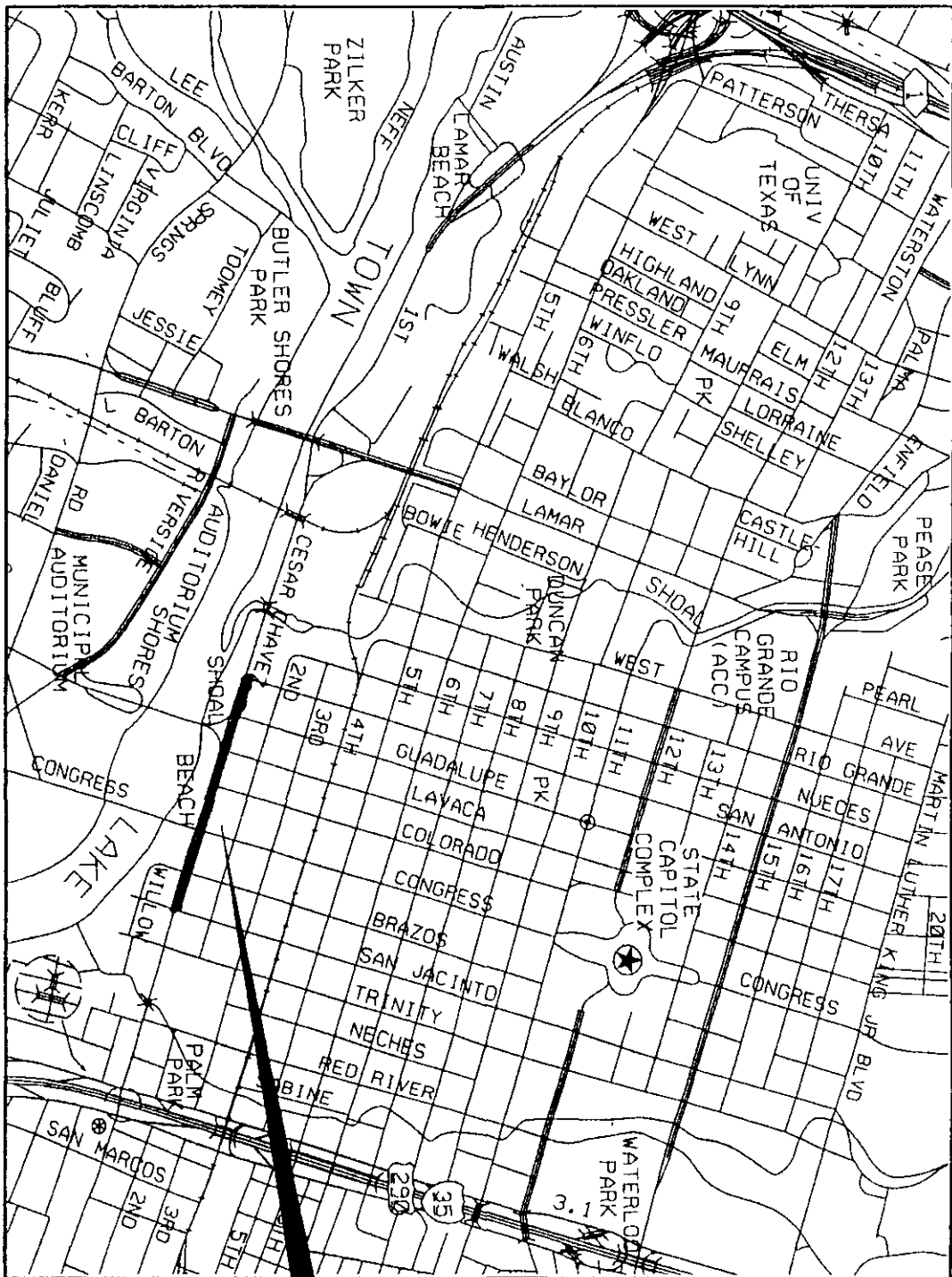
AREA TAKING
= 0.14 ACRES

PROPOSED PEDESTRIAN
ESPLANADE WITH
LANDSCAPING

TOTAL PARKLAND TO BE
USED FOR RIGHT-OF-WAY = 0.42 ACRES

NOTE: PARKLAND AREAS MEASURED FROM THE EXISTING R.O.C. TO THE
PROPOSED R.O.C. ARE APPROXIMATE AND SUBJECT TO CHANGE.

REVISIONS
PROJECT NO. 00010000 00010000



VICINITY MAP
(N.T.S)

PROJECT LOCATION

RESOLUTION NO.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

WHEREAS, the City Council was requested to review and approve the use of 0.425 acres of parkland for roadway improvements through dedicated parkland known as Town Lake Park; and

WHEREAS, notice of public meeting to be held on November 16, 2006 was given for three consecutive weeks on October 22, 29, and November 5, 2006 in a newspaper of general circulation; and

WHEREAS, such public hearing was held November 16, 2006, by the City Council to determine the approval of the improvements proposing the use of the parkland; **NOW, THEREFORE,**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Council finds that, having taken into account clearly enunciated local preferences, there is no feasible and prudent alternative to the use of the parkland (detailed in the attached Exhibit "A") for the roadway improvements through the dedicated parkland and such proposed use is approved.

That the City Council finds that the program of improvements includes all reasonable planning to minimize harm to the parkland from the resulting use.

That the City Manager or her designee be authorized to take such measures as may be necessary, favorable or required to secure the improvements.

ADOPTED: _____, 2006

ATTEST: _____

Shirley A. Gentry
City Clerk

M \GC\General Legal Advice\2006-2007 Council Items\Drafts\11:16-06\PW Conduct PH Cesar Chavez doc

Item for Action

Make a recommendation to the Director of the Parks and Recreation Department concerning the Cesar Chavez Two-Way Conversion Capital Improvement Project

Parks and Recreation Department Board

Tuesday, October 24, 2006

Regular Meeting

Board Member Francell moved to approve the Cesar Chavez Two-Way Conversion Capital Improvement Project, seconded by Board Member Chimenti. Motion carried 7-0-1, with Board Member Bostick abstaining.

Tino Garcia, Parks Board Liaison
Parks and Recreation Department

November 2, 2006